



February 18, 2003

HOUSE BILL No. 1720

DIGEST OF HB 1720 (Updated February 17, 2003 12:27 PM - DI 96)

Citations Affected: IC 5-10.2; noncode.

Synopsis: Retired teachers' reemployment income. Increases from \$25,000 to \$45,000 the exempt amount that a retired teachers' retirement fund (TRF) member who is reemployed in a covered position may earn each year before the member's retirement benefits stop. Modifies the time period for reemployment requiring retirement benefits to stop and contributions begin to be made again to thirty days or less after retirement when a TRF member who is receiving retirement benefits is reemployed in a TRF covered position.

Effective: July 1, 2003.

Klinker, Hinkle, Scholer, Oxley

January 21, 2003, read first time and referred to Committee on Labor and Employment.
February 17, 2003, amended, reported — Do Pass. Recommitted to Committee on Ways and Means.

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HB 1720—LS 6435/DI 102+



February 18, 2003

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

HOUSE BILL No. 1720

A BILL FOR AN ACT to amend the Indiana Code concerning pensions.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 5-10.2-4-8, AS AMENDED BY P.L.246-2001,
2 SECTION 6, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2003]: Sec. 8. (a) As used in this section, "exempt amount"
4 means, in the case of a member who has not attained the Social
5 Security normal retirement age for unreduced benefits:

6 (1) twenty-five thousand dollars (\$25,000) **for a retired public**
7 **employees' retirement fund member**, computed for the calendar
8 year in which a retired public employees' retirement fund member
9 is reemployed; and

10 (2) **forty-five thousand dollars (\$45,000) for a retired**
11 **teachers' retirement fund member**, computed for the fiscal year
12 in which a retired teachers' retirement fund member is
13 reemployed.

14 (b) This subsection does not apply to a member who is employed by
15 the department of education. If a member who is receiving retirement
16 benefits and who has not attained the Social Security normal retirement
17 age for unreduced benefits:

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1 (1) becomes reemployed in a position covered by this article; and
2 (2) earns in that position more than the exempt amount;
3 his retirement benefit payments shall stop, and the member shall begin
4 making contributions as required in IC 5-10.2-3-2. However, employer
5 contributions shall be made throughout the period of reemployment.
6 The earnings limitation under this subsection does not apply to a
7 member who has attained the Social Security normal retirement age for
8 unreduced benefits.

9 (c) If a member who is receiving retirement benefits is reemployed
10 in a position covered by this article not more than ~~ninety (90)~~ **thirty**
11 **(30)** days after the member's retirement, the member's retirement
12 benefits shall stop, the member shall begin making contributions as
13 required by IC 5-10.2-3-2, and employer contributions shall be made
14 throughout the period of reemployment.

15 (d) If a retired member is reemployed in a position covered by this
16 article, section 10 of this chapter applies to the member upon the
17 member's retirement from reemployment.

18 **SECTION 2. [EFFECTIVE JULY 1, 2003] For teachers'**
19 **retirement fund members, IC 5-10.2-4-8, as amended by this act,**
20 **applies to fiscal years that begin after June 30, 2003.**

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Labor and Employment, to which was referred House Bill 1720, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill be amended as follows:

Page 2, line 10, strike "ninety (90)" and insert "**thirty (30)**".

and when so amended that said bill do pass.

(Reference is to HB 1720 as introduced.)

LIGGETT, Chair

Committee Vote: yeas 12, nays 0.

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